



City of Manchester  
Highway Department  
Purchasing Division  
227 Maple Street  
Manchester, New Hampshire 03103



## C O N T R A C T

Agreement made November 5, 2008, between the City of Manchester, a municipal corporation of the State of New Hampshire, herein referred to as "City", and Benson Lumber & Hardware, of Derry, NH herein referred to as "Contractor".

For the considerations set forth herein, the parties agree as follows:

1. Benson Lumber & Hardware., being the lowest responsible Bidder, shall provide to the City the following supplies, materials, equipment and services:

**Calcium Flake  
(FY09 - 500 - 36)**

Such supplies, materials, equipment, and services shall be provided in accordance with the bid made by Benson Lumber & Hardware., pursuant to the Invitation to Bid and Terms & Conditions contained in Sealed Bid Invitation, which is hereby incorporated by reference and made a part hereof as if set forth herein in full.

2. The City shall pay Benson Lumber & Hardware., the price and amount set out in Contractor's bid on pick-up or delivery to and acceptance by City of the supplies, materials, equipment, and services herein described, and on filing by Benson Lumber & Hardware. and approval by the City of a verified claim for the amount due.
3. The agreement shall be inoperative during such period of time as delivery or acceptance may be rendered impossible by reason of fire, strike, act of God, government regulation, or other cause beyond the control of either party.
4. This agreement shall be binding on the assigns and successors of the parties.
5. The term of this contract shall be ten (10) months from the date of the award.

IN WITNESS WHEREOF, the parties have executed this agreement on the day and year first above written.

ACKNOWLEDGED BY:

Scott Benson  
Vice President

CITY OF MANCHESTER

  
Kevin A. Sheppard, P.E.  
Public Works Director